

OCT 18 2004

**FAX TRANSMITTAL COVER SHEET**

**CONLEY ROSE, P.C.**  
**600 Travis, Suite 7100**  
**Houston, Texas 77002**  
Fax Number: (713) 238-8008  
Telephone Number: (713) 238-8000

ORIGINAL WILL FOLLOW VIA:

- |                                     |                        |
|-------------------------------------|------------------------|
| <input type="checkbox"/>            | MAIL                   |
| <input type="checkbox"/>            | INTERNATIONAL AIRMAIL  |
| <input type="checkbox"/>            | COURIER                |
| <input checked="" type="checkbox"/> | WILL <u>NOT</u> FOLLOW |
| <input type="checkbox"/>            | HAND DELIVERY          |
| <input type="checkbox"/>            | WITH ENCLOSURE(S)      |
| <input type="checkbox"/>            | WITHOUT ENCLOSURE(S)   |

**PLEASE DELIVER THE FOLLOWING PAGES IMMEDIATELY TO:**

**NAME: EXAMINER M. NGUYEN, GROUP ART UNIT 2176**

**FIRM: U.S. PATENT & TRADEMARK OFFICE**

**CITY: ALEXANDRIA, VA**

**FAX NO: (703) 872-9306**

**REMARKS: Serial No. 09/810,908, filed 03/15/2001.**

**Attached hereto is a Response to Restriction dated September 17, 2004, for filing with the U.S. Patent and Trademark Office. Please acknowledge receipt of this facsimile.**

**Total Number of Pages (Including This One): TEN (10)**

**FROM: Jonathan M. Harris, Direct Dial No. (713) 238-8045**

**DATE: October 18, 2004**

**CLIENT/MATTER NO. 10007919-1 (2162-39100)**

**IF YOU DO NOT RECEIVE ALL THE PAGES,  
PLEASE CALL BACK AS SOON AS POSSIBLE.**

*This facsimile, and the information it contains, is intended to be a confidential communication only to the person or entity to whom it is addressed. If you have received this facsimile in error, please notify us by telephone at the above telephone number and return the original to this office by mail.*

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

**ORIGINAL**  
IN THE

PATENT APPLICATION

ATTORNEY DOCKET NO. 10007919-1

## UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michael J. LEMON

Confirmation No.: 6734

Application No.: 09/810,908

Examiner: M. Nguyen

Filing Date: 03/15/2001

Group Art Unit: 2176

Title: TONE-BASED MARK-UP DICTATION METHOD AND SYSTEM

Mail Stop Amendment  
Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment ( ) Petition to extend time to respond  
( ) New fee as calculated below ( ) Supplemental Declaration  
(X) No additional fee  
( ) Other: \_\_\_\_\_ (fee \$ \_\_\_\_\_)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	20	MINUS	20	= 0	X \$18	\$ 0
INDEP. CLAIMS	3	MINUS	3	= 0	X \$88	\$ 0
[ ] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$300	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$430.00	3RD MONTH \$980.00	4TH MONTH \$1530.00		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Michael J. LEMON

(X) I hereby certify that this paper is being transmitted  
to the Patent and Trademark Office facsimile  
number (703) 872-8308 on 10/18/2004  
Number of pages: 9

Typed Name: Colleen F. Brown

Signature: Colleen F. Brown

By

Jonathan M. Harris

Attorney/Agent for Applicant(s)

Reg. No. 44,144

Date: 10/18/2004

HEWLETT-PACKARD COMPANY  
Intellectual Property Administration  
P. O. Box 272400  
Fort Collins, Colorado 80527-2400

# COPY

PATENT APPLICATION

ATTORNEY DOCKET NO. 10007919-1

IN THE  
UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Michael J. LEMON

Confirmation No.: 6734

Application No.: 09/810,908

Examiner: M. Nguyen

Filing Date: 03/15/2001

Group Art Unit: 2178

Title: TONE-BASED MARK-UP DICTATION METHOD AND SYSTEM

Mail Stop Amendment  
Commissioner For Patents  
PO Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Sir:

Transmitted herewith is/are the following in the above-identified application:

- (X) Response/Amendment ( ) Petition to extend time to respond  
( ) New fee as calculated below ( ) Supplemental Declaration  
(X) No additional fee  
( ) Other: \_\_\_\_\_ (fee \$ \_\_\_\_\_)

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	20	MINUS	20	= 0	X \$18	\$ 0
INDEP. CLAIMS	3	MINUS	3	= 0	X \$88	\$ 0
[ ] FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$300	\$ 0
EXTENSION FEE	1ST MONTH \$110.00	2ND MONTH \$430.00	3RD MONTH \$880.00	4TH MONTH \$1530.00	\$ 0	
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally please charge any fees to Deposit Account 08-2025 under 37 CFR 1.16, 1.17, 1.19, 1.20 and 1.21. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

(X) I hereby certify that this paper is being transmitted  
to the Patent and Trademark Office facsimile  
number (703) 872-8308 on 10/18/2004  
Number of pages: 8

Typed Name: Colleen F. Brown

Signature: Colleen F. Brown

Michael J. LEMON

By Jonathan M. Harris

Jonathan M. Harris

Attorney/Agent for Applicant(s)  
Reg. No. 44,144

Date: 10/18/2004

OCT 18 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Michael J. LEMON	§	Confirmation No.:	6734
Serial No.:	09/810,908	§	Group Art Unit:	2176
Filed:	03/15/2001	§	Examiner:	M. Nguyen
For:	Tone-Based Mark-Up Dictation Method And System	§	Docket No.:	10007919-1

**RESPONSE TO RESTRICTION  
REQUIREMENT DATED SEPTEMBER 17, 2004**

Mail Stop Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Date: October 18, 2004

**AMENDMENT**

Sir:

In response to the Office action of September 17, 2004, please amend the above-identified application as follows:

**Amendments to the Claims** are reflected in the listing of claims that begins on page 2 of this paper.

**Remarks/Arguments** begin on page 7 of this paper.